

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

HENRY J. BEARD a/k/a )  
JAMES R. WASHINGTON a/k/a )  
JAMES H. WASHINGTON-BEARD )  
and MAGGIE BEARD, )  
 )  
Plaintiffs, )  
 ) ) CASE NO. 3:08-00407  
vs. ) ) JUDGE KNOWLES  
 )  
 )  
UNITED STATES OF AMERICA and )  
HCA HEALTH SERVICES OF )  
TENNESSEE, INC. d/b/a )  
STONECREST MEDICAL CENTER, )  
 )  
Defendants. )  
 )  
HCA HEALTH SERVICES OF )  
TENNESSEE, INC. d/b/a )  
STONECREST MEDICAL CENTER, )  
 )  
Third-Party Plaintiff, )  
 )  
vs. )  
 )  
 )  
ERIK B. MOTSENBOCKER, M.D. )  
and MICHAEL ANDERSON, M.D. )  
 )  
Third-Party Defendants. )

ORDER

This matter is before the Court upon two Motions for Summary Judgment filed by: (1) Defendant and Third-Party Plaintiff HCA Health Services of Tennessee, Inc., and (2) Third-Party Defendants Erik Motzenbocker, M.D., and Michael Anderson, M.D. Docket Nos. 62, 66.

Plaintiff has filed a Response to the first Motion, the body of which states in full as follows:

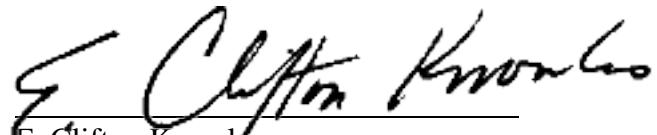
Come the Plaintiffs, and in response to Defendant/Third-Party Plaintiff HCA Health Services of Tennessee, Inc., d/b/a Stonecrest Medical Center's Motion for Summary Judgment, would state to the Court that, in their opinion, Defendant's Motion is well taken.

Docket No. 69.

For the foregoing reasons, Defendant/Third-Party Plaintiff HCA Health Services of Tennessee, Inc.'s Motion for Summary Judgment (Docket No. 62) is GRANTED.

The Third-Party Defendants' Motion for Summary Judgment argues that, if the Court grants HCA's Motion, they are entitled to a judgment as a matter of law as there would be no basis for the Third-Party Defendants to remain in this action. Docket No. 66. The Court agrees, and the Motion for Summary Judgment of Third-Party Defendants Erik B. Motsenbocker and Michael Anderson is GRANTED.

IT IS SO ORDERED.



E. Clifton Knowles  
E. Clifton Knowles  
United States Magistrate Judge